

FILED BY
DEC 16 2005

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

FILED *cas* D.C.
2005 DEC 15 AM 10:09

The Court at the U.S. District Court
U.S. District Court
W.D. OF TN, Memphis

Plaintiff.

VS.

Criminal No. 05-20267 MI

DECARLOS RODGERS.

MOTION GRANTED

Defendant.

Jon P. McCall
JON PHILIP MC CALL
U.S. DISTRICT COURT
Dec. 16, 2005
DATE

MOTION FOR A MENTAL EVALUATION

Comes now Defendant, by and through counsel, and moves this Court for an order have Defendant psychiatrically evaluate the Defendant to determine:

1. Whether the Defendant is capable of advising with counsel in the preparation of his defense in the above styled cause.
2. Whether the Defendant suffers from such mental deficiencies and/or psychiatric disorders as would preclude the defendant from being able to make rational and intelligent decisions.
3. Whether the Defendant suffered from a mental illness or defect at the time of the commission of the offense. If so,
 - (a) whether that illness was such as to prevent him from appreciating the wrongfulness of his act;
 - (b) was the mental illness such as to render him substantially incapable of conforming his conduct to the requirements of the law.

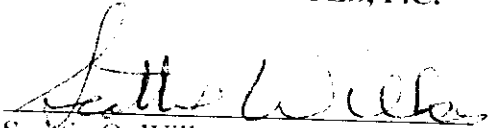
12-19-05

24

In support of this motion, counsel for the defendant would show that based on his representation of the defendant and information that he has gathered, a psychiatric evaluation is necessary.

Respectfully submitted,

KYLES & ASSOCIATES, P.C.



Scottie O. Wilkes (17616)

Attorney for Defendant

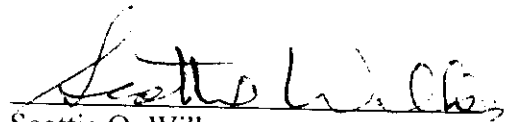
212 Adams

Memphis, Tennessee 38103

(901) 522-1200

CERTIFICATE OF SERVICE

I, Scottie O. Wilkes, attorney for the Defendant, do hereby certify that a copy of the foregoing Motion For a Mental Evaluation has been delivered to Assistant U. S. Attorney David Pritchard, 167 N. Main, Ste. 800, Memphis, Tennessee 38103 that 14~~th~~ day of December 2005.



Scottie O. Wilkes



Notice of Distribution

This notice confirms a copy of the document docketed as number 24 in case 2:05-CR-20267 was distributed by fax, mail, or direct printing on December 19, 2005 to the parties listed.

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Honorable Jon McCalla
US DISTRICT COURT